

BEFORE THE STATE BOARD OF REAL ESTATE APPRAISERS

STATE OF IDAHO

In the Matter of the License of:

RENE R. HIEBERT,
License No. RT-1706,

Respondent.

Case Nos. REA-2009-14

FINAL ORDER

THIS MATTER came before the Idaho State Board of Real Estate Appraisers ("Board") at a noticed meeting of the Board on October 19, 2009, for consideration of the Hearing Officer's Findings of Fact, Conclusions of Law, and Recommended Order issued on May 12, 2009.

The Board, having conducted an independent review of the record, having considered all matters of record, and good cause appearing therefore, the Board unanimously adopted the following Order.

IT IS HEREBY ORDERED as follows:

1. The Hearing Officer's Findings of Fact, Conclusions of Law and Recommended Order are hereby adopted and incorporated herein by reference.
2. As a registered trainee in the State of Idaho, Respondent is subject to the jurisdiction of the Board and to the provisions of title 54, chapter 41, Idaho Code.
3. Respondent's failure to obtain 15 hours of continuing education during the 12-month period before renewal on March 18, 2008, constitutes a violation of the laws governing the practice of real estate appraising in the State of Idaho, specifically Idaho Code §§ 54-4107(1)(a), (c) and (d) and 54-4116 and IDAPA 24.18.01.275.03. The Board therefore imposes **FINAL ORDER - 1.**

the following disciplinary sanctions upon Respondent:

- a. Respondent's license (RT-1706) shall be revoked as of the date of this Order.
 - b. That Respondent shall pay a Two-Hundred Fifty Dollar (\$250.00) fine within sixty (60) days from the date of this Order.
 - c. That Respondent shall pay the costs and attorney fees incurred by the State. The State shall submit an Affidavit of Costs and Attorney Fees incurred in this matter within thirty (30) days from the date of this Order. Respondent shall submit any objection to the costs and fees submitted by the State and request a hearing within fifteen (15) days from the receipt of the State's Affidavit. Thereafter, the Board shall determine the amount of costs and fees awarded against Respondent, and in the event Respondent fails to object to the costs and fees claimed by the State, Respondent shall pay the costs and fees set forth in its Affidavit. The Respondent shall pay the costs and fees as determined by the Board, or as set forth in this section, within ninety (90) days from the date of this Order.
4. This is the Final Order of the Board.
 5. Any party may file a Petition for Reconsideration of this Final Order within fourteen (14) days of the service date of this Final Order. The Board will dispose of the Petition for Reconsideration within twenty-one (21) days of its receipt, or the Petition will be considered denied by the operation of law. (*See*, Idaho Code Section 67-5247(4).)
 6. Pursuant to Idaho Code Sections 67-5270 and 57-5272, any party aggrieved by this Final Order, or orders previously issued in this case, may appeal this Final Order and all previously issued orders in this case to district court by filing a petition in the

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district court of the county in which: (i) a hearing was held; (ii) the final agency action was taken; or (iii) the party seeking review of this Final Order resides.

7. An appeal must be taken within twenty-eight (28) days: (i) of the service date of this Final Order; (ii) of any order denying petition for reconsideration; or (iii) of the failure within twenty-one (21) days to grant or deny a petition for reconsideration, whichever is later. (*See*, Idaho Code Section 67-5273.) The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

8. The Bureau Chief of the Bureau of Occupational Licenses shall cause a true and correct copy of this Final Order to be served upon the Respondent and the State's attorney by mailing a copy to them at their addresses as provided.

DATED this 22nd day of October, 2009.

IDAHO BOARD OF REAL ESTATE
APPRAISERS

By 

Patricia Lentz, Chairperson

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 23RD day of OCTOBER, 2009, I caused to be served, by the method(s) indicated, a true and correct copy of the foregoing upon:

Deputy Attorney General
Office of the Attorney General
P.O. Box 83720
Boise, ID 83720-0010

Rene R. Hiebert
1722 Maplewood Drive
Boise, ID 83720-0010

<input type="checkbox"/>	U.S. Mail
<input type="checkbox"/>	Hand Delivered
<input checked="" type="checkbox"/>	Statehouse Mail
<input type="checkbox"/>	Facsimile
<input checked="" type="checkbox"/>	U.S. Mail
<input type="checkbox"/>	Hand Delivered
<input checked="" type="checkbox"/>	Certified Mail
<input type="checkbox"/>	Facsimile


Tana Cory, Bureau Chief

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